

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Christopher Dirla v Jason Warren Sunkle**
Docket No. **285034**
L.C. No. **06-003811 NI**

Henry William Saad, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The claim of appeal filed on April 25, 2008, is DISMISSED for lack of jurisdiction. The April 10, 2008 order is not a final order under MCR 7.202(6)(a)(i) because it does not dispose of all the claims of all the parties; nor is it a final order under MCR 7.202(6)(a)(ii) because it cannot be certified as a final order under MCR 2.604(B) given that this action is not a receivership or similar action. This Court is not bound by the incorrect certification of an order as final. See *McCarthy & Associates v Washburn*, 194 Mich App 676 (1992).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JUN - 5 2008

Date

Sandra Schultz Mengel

Chief Clerk